

SUMMARY REPORT DIGEST
CHICAGO POLICE DEPARTMENT

COMPLAINT LOG NO.
1022996

TYPE
Info.

DATE OF REPORT (Day-Mo.-Yr.)
19 February 2009

INSTRUCTIONS: To be used in all cases that are to be classified as either EXONERATED, UNFOUNDED, NOT SUSTAINED, or in SUSTAINED cases where the Disciplinary Recommendation does not exceed FIVE (5) DAYS SUSPENSION. SUBMIT ORIGINAL AND 3 COPIES IF ASSIGNED TO SAME UNIT AS ACCUSED. SUBMIT ORIGINAL AND 4 COPIES IF NOT ASSIGNED TO SAME UNIT AS ACCUSED.

TO: CHIEF ADMINISTRATOR,
INDEPENDENT POLICE REVIEW AUTHORITY CHIEF,
INTERNAL AFFAIRS DIVISION

FROM -INVESTIGATOR'S NAME Renell HIGHTOWER	RANK P.O.	STAR NO. 9989	EMPLOYEE NO. 2 - Uniq...	UNIT ASSIGN 121	UNIT DETAILED
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REFERENCE NOS. (LIST ALL RELATED C.L., C. B., I.R., INVENTORY NOS., ETC., PERTINENT TO THIS INVESTIGATION)

CB #17035844

ADDRESS OF INCIDENT 551 W. Fulton St.		DATE OF INCIDENT -TIME 04 October 2007 2020 Hours		BEAT OF INCIDENT 1523	
ACCUSED	NAME 1. Timothy DUGGAN	RANK P.O.	STAR NO 4607	EMPLOYEE NO. 2 - Uniq...	UNIT ASSIGN 015
	2. Carlos HUERTAS	P.O.	19394	2 - Uniq...	015 189
	3. Omar STOVER	P.O.	12178	1 - Pers...	015
	SEX/RACE D.O.B. 1. M/W Jan 1977	DATE OF APPOINTMENT 02 December 2002	DUTY STATUS (TIME OF INCIDENT) <input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY		<input checked="" type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN
2. M/H Sep 1974	27 July 1998	<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY		<input checked="" type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN	
3. M/B Sep 1971	31 October 2005	<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY		<input checked="" type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN	
IF APPLIES, DATE ARRESTED/INDICTED		CHARGES		COURT BRANCH	
1.					
2.					
3.					
COMPLAINANT	NAME 1 - Personal info	ADDRESS** 1 - Personal info	CITY Chicago, Ill	STATE	TELEPHONE 1 - Personal info
					SEX/RACE Unknown
VICTIMS	NAME 1 - Personal info	ADDRESS** 1 - Personal info	CITY Chicago, Ill	STATE	TELEPHONE Unknown
					SEX/RACE M/B
WITNESSES	NAME	ADDRESS**	CITY	STATE	TELEPHONE
					SEX/RACE D.O.B./AGE

SEE ATTACHED SHEET FOR ADDITIONAL ACCUSED, COMPLAINANTS, VICTIMS, WITNESSES.

**IF CPD MEMBER, LIST RANK, STAR, EMPLOYEE NOS. IN ADDRESS, PAX/BELL IN TELEPHONE BOX.

Type= Info./ No affidavit on file.

ALLEGATIONS

In Civil Suit 08 C 6896 the complainant, 1 - Personal info alleges that on 04 October 2007 at 2020 hours, at 551 W. Fulton St., the accused Officers falsely arrested 1 - Personal info

Briefly summarize the investigation describing your efforts to prove or disprove the allegation(s). Indicate whether witnesses or evidence support or do not support the allegation(s). In sustained cases ONLY, copies of the accused member's Summary of Previous Disciplinary Actions and Record of Previous Complimentary History will be included as attachments.

Investigation: In Civil Suit 08 C 6896 the complainant, [REDACTED] alleges that on 04 October 2007 at 2020 hours, at 55 [REDACTED] W. Fulton St., the accused Officers falsely arrested his [REDACTED] [1 - Personal info] On 20 January 2009 the undersigned mailed a certified letter to the complainant's office located at 20 N. Clark St., in Chicago. The letter was delivered to the complainant's office on 04 February 2009. However, the complainant failed to contact the undersigned in response to the letter. On 18 February 2009 at approximately 0952 hours, the undersigned attempted to contact [1 - Personal info] [1 - Personal info] at [REDACTED] [1 - Personal info]. Upon calling the number the undersigned was informed by the person answering the telephone that [REDACTED] [1 - Personal info] was handling the case. However, at the time of the telephone call [1 - Personal info] was in court. The undersigned was then transferred to [1 - Personal info] voice mail box. Upon being transferred to [1 - Personal info] voice mail the undersigned left her name, telephone number, and a brief message asking [1 - Personal info] to contact the undersigned regarding his [1 - Personal info] [1 - Personal info].

SUMMARY

The Undersigned obtained [1 - Personal info], Arrest Report from 04 October 2007, CB # [1 - Personal info]. The report reflects that [1 - Personal info] was placed into custody along with co-arrestee [1 - Personal info] after he was observed engaging in a suspect hand to hand narcotics transactions with [1 - Personal info] in which he accepted USC from him in exchange for Crack Cocaine. The USC and suspect narcotics were recovered and inventoried in the 015th District Police Station under Inventory No's. 11086355 and 11086361 respectively. The suspect Crack Cocaine was subsequently sent to the Illinois State Police Lab for testing. The testing yielded a positive finding for Cocaine. The undersigned obtained the Criminal History Report of [1 - Personal info] whose real name is [2 - Unique Identifiers] IR # [1 - Personal info]. The report reflects that [1 - Personal info] is a Convicted Felon and has a 2006 Conviction for Possession of a Controlled Substance. The undersigned conducted a Court Inquiry of the criminal case relative to [1 - Personal info] arrest on 04 October 2007. The Inquiry reflects that on 03 January 2008, [1 - Personal info] was found Guilty of Delivery of a Controlled Substance.

A sworn affidavit was not obtained in the investigation. Due to the lack of cooperation and no further objective evidence the investigation can not proceed. The undersigned is therefore recommending that the case be Closed-No Conversion.

ATTACHMENTS	INVESTIGATIVE REPORTS-SUPPORTING ALLEGATION LIST ATTACHMENT NUMBERS:	INVESTIGATIVE REPORTS-SUPPORTING ACCUSED MEMBER(S) LIST ATTACHMENT NUMBERS:	PHYSICAL EVIDENCE LIST ATTACHMENT NUMBERS:	TOTAL NUMBER OF ATTACHMENTS SUBMITTED WITH THIS FILE:
	0	0	0	9

Summarize the findings and recommendations. Rule violations will be cited by number only. One overall recommendation for Disciplinary Action will be made by the investigator. The recommendation will be for ALL sustained findings; recommendations will NOT be made for each sustained allegation. Example: 1. Violation noted, no disciplinary action warranted. 2. That the accused member be reprimanded. 3. That the accused member be suspended for — days (not to exceed 5 days)

FINDINGS - RECOMMENDATIONS

Findings:

Accused #1: Police Officer Timothy DUGGAN #4607, Unit 315
 Allegation: No-Affidavit
 Recommendation: No disciplinary action; case to be filed.

Accused #2: Police Officer Carlos HUERTAS #19394, Unit 189
 Allegation: No-Affidavit
 Recommendation: No disciplinary action; case to be filed.

Accused #3: Police Officer Omar STOVER #12178, Unit 015
 Allegation: No-Affidavit
 Recommendation: No disciplinary action; case to be filed.

DATE INITIATED (Date complaint was received by investigating unit)	DATE COMPLETED (Date of this report)	ELAPSED TIME (Total time expended in days)
13 January 2009	20 February 2009	38 days
Investigator will Initiate the Command Channel Review form by completing the Investigator's Section.		INVESTIGATOR'S SIGNATURE P.O. Renell Hightower, 9989

Submitting to the Office of Inspector General
Chicago Police Department
Report of Investigation

Summary Report Digest
Attachments

Log 31022996

No.	Type	Related Person	No. of Pages	Narrative	Original In File	Entered By	Entered Date/Time	Status	Appr Com
View 1	FACE SHEET	N/A				SMITH-TOLLIVER, STACEY	09-JAN-2009 09:40	[EDIT]	
View 2	CONFLICT CERTIFICATION	N/A				HIGHTOWER, RENELL	20-JAN-2009 08:41	[EDIT]	
View 3	SWORN AFFIDAVIT FROM COMPLAINANT	N/A	1		YES	HIGHTOWER, RENELL	12-MAR-2009 10:41	APPROVED	[EDIT]
View 4	COURT DOCUMENTS (E.G., CIVIL COMPLAINTS, BOND SLIPS)	N/A	13		YES	HIGHTOWER, RENELL	12-MAR-2009 10:46	APPROVED	[EDIT]
View 5	ATTEMPT TO CONTACT	N/A	3		YES	HIGHTOWER, RENELL	12-MAR-2009 10:47	APPROVED	[EDIT]
View 6	ARREST REPORT	N/A	5		NO	MUHAMMAD, KHALIL	12-JAN-2009 09:28	APPROVED	[EDIT]
View 7	INVENTORY SHEET	N/A	5		YES	HIGHTOWER, RENELL	12-MAR-2009 10:48	APPROVED	[EDIT]
View 8	REPORT (OTHER)	N/A	12	Criminal History Report.	YES	HIGHTOWER, RENELL	12-MAR-2009 10:49	APPROVED	[EDIT]
View 9	COURT DOCUMENTS (E.G., CIVIL COMPLAINTS, BOND SLIPS)	N/A	8		YES	HIGHTOWER, RENELL	12-MAR-2009 10:50	APPROVED	[EDIT]